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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT AT ROANOKE, VA FILED
JUN 13 2005
JOHN F. COBCORAN, CLERK BY: <i>Jackson</i> DEPUTY CLERK

TRAVIS L. TOTTEN,  
Petitioner,  
v.  
COMMONWEALTH OF VIRGINIA,  
Respondent.

) Civil Action No. 7:05cv00354  
) FINAL ORDER  
)  
By: Jackson L. Kiser  
Senior U.S. District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

**ADJUDGED AND ORDERED**

that the above referenced petition for writ of habeas corpus, pursuant to 28 U.S.C. §2254, shall be  
and hereby is **FILED** and **DISMISSED** without prejudice and **STRICKEN** from the active docket  
of the court.

The Clerk is directed to send a certified copy of this final order and the accompanying  
memorandum opinion to the petitioner.

ENTER: This 13<sup>th</sup> day of June, 2005.

*Jackson L. Kiser*  
Senior United States District Judge